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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 ROBERT BELLON,)
9 Petitioner,) 2:12-cv-01639-PMP-GWF
10 vs.)
11 DWIGHT NEVEN,)
12 Respondent.)

13 This is an action on a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254. Before
14 the Court is petitioner's Motion to Withdraw Appeal (ECF No. 19).

15 Counsel was appointed to assist petitioner with his response to the Court's order to show cause.
16 Without discussing the matter with counsel and misconstruing the Court's order denying his pro se
17 response as moot, petitioner moved to appeal. Thereafter, counsel contacted petitioner and explained
18 the Court's order. Petitioner now moves to dismiss the appeal pursuant to Fed.R.App.P. 41(a).

19 Good causing appearing, the motion to withdraw the appeal (ECF No. 19) is **GRANTED**. The
20 Notice of Appeal is hereby withdrawn. The matter shall proceed on the schedule previously set forth
21 by the Court.

22 **IT IS SO ORDERED.**

23 Dated, this 29th day of July, 2013.

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UNITED STATES DISTRICT JUDGE